

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

SCANSOFT, INC.

Plaintiff,

V.

VOICE SIGNAL TECHNOLOGIES, INC.,
LAURENCE S. GILLICK, ROBERT S.
ROTH, JONATHAN P. YAMRON, and
MANFRED G. GRABHERR

Defendants.

Civil Action No. 04-10353 PBS

**SCANSOFT, INC.'S MOTION TO COMPEL
DEPOSITION OF MANFRED G. GRABHERR**

Plaintiff ScanSoft, Inc. (“ScanSoft”) hereby moves pursuant to Fed. R. Civ. P. 37 for an order compelling defendant Manfred G. Grabherr to comply with the deposition notice duly served on December 10, 2004, and re-served on February 1, 2005. The grounds for this motion are set forth in the accompanying Memorandum.

Accordingly, it is respectfully requested that this motion be granted. A proposed order is attached for the Court's convenience.

CERTIFICATE PURSUANT TO CIVIL LOCAL RULE 7.1

I hereby certify that on May 23, 2005, counsel for the parties conferred by telephone in an effort to resolve the issues presented in this motion, and that the parties were unable to reach an accord.

Dated: May 25, 2005

SCANSOFT, INC.,
By its attorneys,

/s/ Rebecca L. Hanovice

Lee Carl Bromberg, BBO # 058480

Robert Asher, BBO # 022865

Erik Paul Belt, BBO # 558620

Lisa M. Fleming, BBO # 546148

Jack C. Schecter, BBO # 652349

Rebecca L. Hanovice, BBO # 660366

BROMBERG & SUNSTEIN LLP

125 Summer Street

Boston, Massachusetts 02110-1618

(617) 443-9292

02639/00509 388179.1

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ORDER COMPELLING DEPOSITION OF MANFRED G. GRABHERR

Upon consideration of Plaintiff ScanSoft, Inc.'s Motion to Compel Deposition of Manfred G. Grabherr, filed on May 25, 2005, it is hereby ordered that Manfred G. Grabherr appear for a deposition within five (5) days after this order is issued.

IT IS SO ORDERED:

Date

United States District Court Judge